

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER

UNITED STATES OF AMERICA	)	
Complainant,	)	
	)	
v.	)	8 U.S.C. § 1324a Proceeding
	)	Case No. 97A00159
MR. "C" ENTERPRISES, INC.	)	
D/B/A DON RICARDO'S	)	
MEXICAN RESTAURANTS,	)	<b>Marvin H. Morse</b>
Respondent.	)	<b>Administrative Law Judge</b>

**FINAL DECISION AND ORDER APPROVING CONSENT FINDINGS**  
**(November 24, 1997)**

On September 9, 1997, a Complaint Regarding Unlawful Employment was filed by the United States of America (hereinafter referred to as the "Complainant"), against Mr. "C" Enterprises, Inc., D/B/A Don Ricardo's Mexican Restaurants (hereinafter referred to as the "Respondent"), pursuant to 8 U.S.C. § 1324a. Attached to the Complaint and incorporated therein by reference was a Notice of Intent to Fine (hereinafter referred to as the "Notice"), which had previously been personally served on the Respondent on February 24, 1993.

Complainant and Respondent have filed a Stipulated Motion to Approve Consent Findings with attached "Settlement Agreement Containing Consent Findings" signed by both Parties.

Upon review and full consideration of the Motion and attached Settlement Agreement Containing Consent Findings filed by the Parties with this Court, I find that it complies with the requirements of 28 C.F.R. § 68.14(b) of the Rules of Practice and Procedure for Administrative Hearings Before Administrative Law Judges in Cases Involving Allegations of Unlawful Employment of Aliens and Unfair Immigration-Related Employment Practices, and fully disposes of the allegations set forth in the Complaint by providing that the Respondent pay the total sum of Eight Hundred dollars (\$800) in full settlement and satisfaction of all claims against the Respondent set forth in the Complaint. I conclude that the proposed Settlement Agreement is fair and satisfactory, and there is no reason not to accept it within the contemplation of 28 C.F.R. § 68.14. On the basis of the proposed Settlement Agreement, I find and conclude that Respondent has violated 8 U.S.C. §1324a(a)(2) of the Act.

Accordingly, the provisions proposed by the Parties in the "Settlement Agreement Containing Consent Findings" are adopted as the Consent Findings in this case. The Consent

Findings are hereby approved and incorporated by reference in this Decision and Order, and all relief sought is hereby granted.

**IT IS HEREBY ORDERED:**

That the Respondent, Mr. "C" Enterprises, Inc. D/B/A Don Ricardo's Mexican Restaurants pay a civil money penalty in the total sum of Eight Hundred dollars (\$800) in accordance with the terms set forth in the Settlement Agreement and the numbered provisions therein which are adopted as Consent Findings.

This Decision and Order is the Final Order of the Judge in accordance with § 68.52(b) of the Rules of Practice and Procedure, *supra*. As provided in those Rules, at § 68.53, this Decision and Order shall become the Final Order of the Attorney General unless within thirty (30) days from the date of this Decision and Order, the Chief Administrative Hearing Officer vacates or modifies it.

Respondent shall cease and desist from further violation of 8 U.S.C. § 1324.

**IT IS SO ORDERED** this 24th day of November, 1997, at Falls Church, Virginia.

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Marvin H. Morse  
Administrative Law Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the attached Final Decision and Order Approving Consent Findings were mailed first class this 24th day of November, 1997 addressed as follows:

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Respondent

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